<u>IN THE CLAIMS:</u>

Please amend Claims 29, 33, 34, 36-39, 41, and 43-46 as indicated below. The following is a complete listing of claims and replaces all prior versions and listings of claims in the present application:

Claims 1-28 (canceled)

Claim 29 (currently amended): A communication device <u>for receiving an e-mail stored in an e-mail server, said device</u> comprising:

~~reception means for sending a transmit request to an e-mail server and receiving an e-mail transmitted from the e-mail server in response to the transmit request;~~

<u>communication means for transmitting an e-mail transmission request to the e-mail server and receiving the e-mail transmitted from the e-mail server in response to the transmission request;</u>

<u>memory means for storing the e-mail received from the e-mail server;</u>

acquisition means for acquiring, <u>before said communication means receives the e-mail from the e-mail server,</u> size information of the e-mail<u>,</u> ~~stored in the e-mail server, from the e-mail server before sending the transmit request to the e-mail server;~~

~~a memory for storing e-mails received by said reception means;~~

~~judgment~~ <u>determination</u> means for ~~judging~~ <u>determining, based on the size information acquired by said acquisition means and an available storage capacity of said memory</u>

means, whether ~~it is possible or not to receive at said communication device an e-mail stored in~~ ~~the e-mail server, according to the size information and a storable capacity of said memory~~ the storage capacity of said memory means is sufficient to store all data included in the e-mail, wherein, if it is determined that the available storage capacity of said memory means is sufficient to store all the data included in the e-mail, the e-mail server transmits the e-mail entirely, otherwise the e-mail server transmits only header data of the e-mail; and

warning means for, if said determination means determines that the available storage capacity of said memory means is not sufficient to store all the data included in the e-mail, visually outputting warning information indicating that [[an]] the e-mail ~~to said~~ ~~communication device,~~ stored in the e-mail server[[,]] cannot be entirely received, ~~as a result of a~~ ~~judgment by said judgment means~~.

Claim 30 (previously presented): A communication device according to claim 29, wherein the size information includes a size of image data, when an e-mail received from the e-mail server contains image data.

Claim 31 (previously presented): A communication device according to claim 29, further comprising recording means, wherein said warning means generates a report indicating the warning information and records it using said recording means.

Claim 32 (previously presented): A communication device according to claim

31, wherein said communication device converts a received e-mail into image data and records that e-mail using said recording means.

Claim 33 (currently amended): A communication device according to claim 29, wherein, when a plurality of e-mails are stored in the e-mail server, said communication device executes reception of e-mails from the e-mail server in a predetermined order, until said ~~judgment~~ determination means ~~judges~~ determines that it is impossible to receive an e-mail.

Claim 34 (currently amended): A communication method of a communication device, for receiving an e-mail stored in an e-mail server, said method comprising the steps of:

~~sending a transmit request to an e-mail server and receiving an e-mail transmitted from an e-mail server in response to the transmit request;~~

transmitting an e-mail transmission request to the e-mail server and receiving the e-mail transmitted from the e-mail server in response to the transmission request;

storing the e-mail received from the e-mail server in a memory unit;

acquiring, before receiving the e-mail from the e-mail server, size information of [[an]] the e-mail, ~~stored in the e-mail server, from the e-mail server before sending the transmit request to the e-mail server;~~

~~storing e-mails received in said receiving step, in a memory;~~

~~judging~~ determining, based on the size information acquired in said acquiring step and an available storage capacity of the memory unit, whether ~~it is possible or not to receive~~

- 4 -

an e-mail stored in the e-mail server, according to the size information and a storable capacity of the memory the storage capacity of the memory unit is sufficient to store all data included in the e-mail, wherein, if it is determined that the available storage capacity of the memory unit is sufficient to store all the data included in the e-mail, the e-mail server transmits the e-mail entirely, otherwise the e-mail server transmits only header data of the e-mail; and,

if it is determined in said determining step that the available storage capacity of the memory unit is not sufficient to store all the data included in the e-mail, warning that an e-mail stored in the e-mail server cannot be received, based on a result of a judgment made in said judging step, by visually outputting warning information indicating that the e-mail stored in the e-mail server cannot be entirely received.

Claim 35 (previously presented): A communication method according to claim 34, wherein the size information includes a size of image data, when an e-mail received from the e-mail server contains image data.

Claim 36 (currently amended): A communication method according to claim 34, wherein

said warning step of visually outputting warning information includes generating a report indicating the warning information, and

said method further comprises the step of recording the report, using a recording [[means]] unit.

- 5 -

Claim 37 (currently amended): A communication method according to claim 36, further comprising the step of converting a received e-mail into image data and recording that e-mail using the recording [[means]] unit.

Claim 38 (currently amended): A communication method according to claim 34, further comprising the step of, when a plurality of e-mails are stored in the e-mail server, executing reception of e-mails from the e-mail server in a predetermined order, until it is ~~judged~~ determined in said ~~judging~~ determining step that it is impossible to receive an e-mail.

Claim 39 (currently amended): A computer-readable memory medium storing executable code for performing a communication method [[that]] of receiving an e-mail stored in an e-mail server, wherein the method comprises the steps of:

~~sending a transmit request to an e-mail server and receiving an e-mail transmitted from an e-mail server in response to the transmit request;~~

transmitting an e-mail transmission request to the e-mail server and receiving the e-mail transmitted from the e-mail server in response to the transmission request;

storing the e-mail received from the e-mail server in a memory unit;

acquiring, before receiving the e-mail from the e-mail server, size information of [[an]] the e-mail, ~~stored in the e-mail server, from the e-mail server before sending the transmit request to the e-mail server;~~

- 6 -

storing e-mails received in said receiving step, in a memory;

judging determining, based on the size information acquired in said acquiring step and an available storage capacity of the memory unit, whether it is possible or not to receive an e-mail stored in the e-mail server, according to the size information and a storable capacity of the memory the storage capacity of the memory unit is sufficient to store all data included in the e-mail, wherein, if it is determined that the available storage capacity of the memory unit is sufficient to store all the data included in the e-mail, the e-mail server transmits the e-mail entirely, otherwise the e-mail server transmits only header data of the e-mail; and,

if it is determined in said determining step that the available storage capacity of the memory unit is not sufficient to store all the data included in the e-mail, warning that an e-mail stored in the e-mail server cannot be received, based on a result of a judgment made in said judging step, by visually outputting warning information indicating that the e-mail stored in the e-mail server cannot be entirely received.

Claim 40 (previously presented): A memory medium according to claim 39, wherein the size information includes a size of image data, when an e-mail received from the e-mail server contains image data.

Claim 41 (currently amended): A memory medium according to claim 39, wherein

said warning step of visually outputting includes generating a report indicating

- 7 -

the warning information, and

the method further comprises the step of recording the report, using a recording [[means]] unit.

Claim 42 (previously presented): A memory medium according to claim 41, wherein the method further comprises the step of converting a received e-mail into image data and recording that e-mail using the recording means.

Claim 43 (currently amended): A memory medium according to claim 39, wherein the method further comprises the step of, when a plurality of e-mails are stored in the e-mail server, executing reception of e-mails from the e-mail server in a predetermined order, until it is judged determined in said judging determining step that it is impossible to receive an e-mail.

Claim 44 (currently amended): A communication device according to Claim 29, further comprising:

delete request means for requesting deletion of an e-mail stored in the e-mail server based upon a judgment determination by said judgment determining means.

Claim 45 (currently amended): A communication method according to Claim 34, further comprising the step of requesting deletion of an e-mail stored in the e-mail server based upon a judgment determination in said judging determining step.

Claim 46 (currently amended): A communication device for receiving an e-mail stored in an e-mail server, said device comprising:

~~a reception unit adapted to send a transmit request to an e-mail server and to receive an e-mail transmitted from the e-mail server in response to the transmit request;~~

a communication unit adapted to transmit an e-mail transmission request to the e-mail server and to receive the e-mail transmitted from the e-mail server in response to the transmission request;

a memory unit adapted to store the e-mail received from the e-mail server;

an acquisition unit adapted to acquire, before said communication unit receives the e-mail from the e-mail server, size information of [[an]] the e-mail, ~~stored in the e-mail server, from the e-mail server before sending the transmit request to the e-mail server;~~

~~a memory adapted to store e-mails received by said reception unit;~~

a ~~judgment~~ determination unit adapted to ~~judge~~ determine, based on the size information acquired by said acquisition unit and an available storage capacity of said memory unit, whether ~~it is possible or not to receive at said communication device an e-mail stored in the e-mail server, according to the size information and a storable capacity of said memory~~ the storage capacity of said memory unit is sufficient to store all data included in the e-mail, wherein, if it is determined that the available storage capacity of said memory unit is sufficient to store all the data included in the e-mail, the e-mail server transmits the e-mail entirely, otherwise the e-mail server transmits only header data of the e-mail; and

a warning unit adapted to, if said determination unit determines that the

- 9 -

available storage capacity of said memory unit is not sufficient to store all the data included in

the e-mail, visually output warning information indicating that [[an]] the e-mail to said

communication device, stored in the e-mail server[[,]] cannot be entirely received, as a result of a

judgment by said judgment unit.